

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
PATRICK B. McDONNELL
LINDA ULISS BURKE
Deputy City Attorneys



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD (414) 286-2025
FAX (414) 286-8550

February 21, 2005

To the Honorable Common Council
of the City of Milwaukee
Room 205 - City Hall

Re: Communication from Attorney Laurie Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officer Bobby Cashaw
C.I. Claim File No. 03-S-347; EC 1911

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Bobby Cashaw. The claim is in the amount of \$551.46, including \$12.46 in disbursements for 4.90 hours of service billed at the rate of \$110.00 per hour. We ask that this matter be introduced and referred to the Committee on Judiciary & Legislation.

We have reviewed this claim and advise that in our opinion, the time spent was reasonable. Legal representation was occasioned by the filing of a citizen's complaint against the officer with the Fire and Police Commission. The complaint was dismissed by the Commission.

As we have advised you under similar circumstances in the past, the Common Council has discretion to reject this claim or to pay it in whole or in part. Wis. Stat. § 895.35, *Bablitch and Bablitch v. Lincoln County*, 82 Wis. 2d 574 (1978).

Very truly yours,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm

Enc.

90473/1032-2003-2890.002

THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
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JAN A. SMOKOWICZ
PATRICIA A. FRICKER
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MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
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Assistant City Attorneys

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Schneider

1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906

September 3, 2003

Mr. Ronald D. Leonhardt
Milwaukee City Clerk
800 City Hall
200 East Wells Street
Milwaukee, WI 53202

MILWAUKEE
CITY CLERK
SEP 5 PM 3:06
2003

**RE: Citizen Complaint of Ms. Sharon Dawson
Against PO Bobby Cashaw
Complaint No.: 03-02
Date of Incident: November 30, 2002
EC No.: 1911**

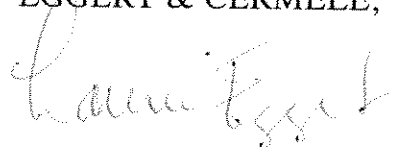
Dear Mr. Leonhardt:

The above-named police officer has retained us to represent him in connection with the above-referenced matter.

Consistent with its policy, the City Attorney's Office has refused to represent him, and as he was performing the duties of his office at the time of the events giving rise to the incident, the claim is hereby made on his behalf for the indicated legal fees. This incident involved the investigation of a 911 hang-up. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.



Laurie A. Eggert
Attorney at Law

2/5/05
o.k.
JAS

Letter 2295

LAE/ldl
attachment
CASHAW

MILWAUKEE
CITY CLERK
SEP 5 PM 3:45
2003

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Schneider

1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906

September 03, 2003

Mr. Ronald Leonhardt
Milwaukee City Clerk
City Hall
200 East Wells Street
Milwaukee WI 53202

RE: Citizen Complaint of Ms. Sharon Dawson
Against PO Bobby Cashaw
FPC No: 03-02
Date of Incident: November 30, 2002
Location of Incident: 2603 North 47th Street
Professional services

	<u>Hours</u>
2/19/2003 Open file; conference with client; memo to file; review complaint; computer search regarding complainant, witnesses and pending cases; correspondence to MPD Open Records; correspondence to FPC.	2.10
2/28/2003 Review message from complainant; memo to file.	0.30
3/5/2003 Review of correspondence from FPC.	0.10
4/4/2003 Telephone call from FPC; review of file; memo to file; computer search regarding open criminal cases.	0.40
4/30/2003 Telephone call from FPC; review of file; telephone call to FPC; memo to file.	0.30
5/7/2003 Review of file; telephone call to FPC; memo to file.	0.20
5/8/2003 Telephone call from FPC; review of file; memo to file.	0.20
6/3/2003 Review of file; review of documents from MPD Open Records; telephone call to FPC.	0.70
6/12/2003 Review of correspondence from FPC; correspondence to client.	0.50
7/25/2003 Telephone call from FPC; memo to file; close file.	0.10

Mr. Ronald Leonhardt

Page 2

	<u>Hours</u>	<u>Amount</u>
For professional services rendered	4.90	\$539.00
Additional charges:		
6/3/2003 MPD Open Records request		12.46
Total costs		<u>\$12.46</u>
Total amount of this bill		<u>\$551.46</u>
Balance due		<u><u>\$551.46</u></u>

(Rate: \$110.00 per hour)

JUN 12 2003

EGGERT & CERNIAK

BOARD OF
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

In Re:
THE CHARGES OF SHARON DAWSON
AGAINST POLICE SERGEANT BRIAN HINKLE
AND POLICE OFFICER BOBBY CASHAW

ORDER OF DISMISSAL

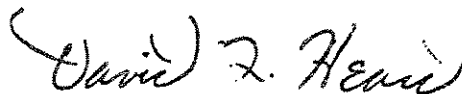
To Officer Bobby Cashaw:

It is hereby ordered that the Complaint of Sharon Dawson, Complaint No. 03-02, filed with the Board on December 6, 2002, is dismissed only against Police Officer Bobby Cashaw, at the request of the Complainant, with the Complaint against all other accused member(s) remaining in full force and effect, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

WOODY WELCH,
CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, JUNE 11, 2003.

c: Attorney Laurie Eggert ✓

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 16, 2003

TO: P.O. BOBBY CASHAW
DISTRICT THREE

RE: Receipt of Legal Services from Law Firm of
Attorney

Attorney Laurie Eggert has made a claim with the City, indicating the attached was provided with legal services arising out of one of the following situations:

- 1) An incident occurring on NOVEMBER 30, 2002
- 2) A citizen's complaint made by SHARON DAWSON
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES X NO _____

Did you receive legal representation in this matter?

YES X NO _____

Your signature: Bobby Ray Cashaw

Print your name: Bobby Ray Cashaw

Upon completion, please return this memorandum to the Internal Affairs Division at the Police Academy (Room 325) as soon as possible.

Steven M. Settingsgaard
Police Commander
Internal Affairs Division

MILWAUKEE POLICE DEPARTMENT
INTERNAL AFFAIRS
DIVISION

03 SEP 19 PM 12:00

RECEIVED

SMS:kjs